

Mayor Nelson called the meeting to order and asked the Clerk to call the roll:

PRESENT: Mayor Nelson, Councillors Cilley, Morley,
Powers, Sholette and Skamperle

ABSENT: Councillor Vaugh

PUBLIC HEARING

1. A public hearing was held on the proposed City's Abbreviated Consolidated Plan was held.

Justin Woods, Director of Planning and Development, summarized the Abbreviated Consolidated Plan. No one else being present to speak, the hearing was declared closed. (A copy of the plan follows these minutes.)

PRESENTATION

1. Ann Heidenreich, NYSERDA, addressed Council regarding the Baseline Implementation Report & NYSERDA Audits. (A copy follows these minutes.)

2. Jack Cornell, National Grid, addressed Council regarding Lighting Audits done at all City facilities. (A copy of the Lighting Audit for all City facilities is on file in City Clerk's Office.)

3. John LaGorga, Stearns & Wheler, addressed Council regarding the Long-term Control Plan. Mr. LaGorga explained how the City will become compliant with State and Federal combined sewer overflow (CSO) policies. Mr. LaGorga stated the following three CSO controls will be utilized:

1. Hydraulic Improvements and Weir Modifications in the Collection System
2. Paterson Street Sewer Separation Improvement Project
3. Combined Sewage Storage Facility built between Elizabeth Street and WWTP

Mr. LaGorga stated the estimated cost of this project is \$5,400,000. over 30 years. Mr. LaGorga added that he wants Council and staff comments by December 23rd as this plan must be submitted to the State by the end of January, 2011, and will need Council approval at the January 10th meeting.

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #22-2010 in the amount of \$428,967.69 and Library Fund Warrant #22-2010 in the amount of \$21,884.93 and Capital Fund Warrant #22-2010 in the amount of \$0.00 and Community Development Fund Warrant #22-2010 in the amount of \$2,087.34 and Community Renewal Fund Warrant #22-2010 in the amount of \$23,969.01 and HOME Fund Warrant #22-2010 in the amount of \$0.00 and AHC Funds Warrant #22-2010 in the amount of \$11,798.00, RESTORE Program Warrant #22-2010 in the amount of \$0.00 and NSP Funds Warrant #22-2010 in the amount of \$0.00 as audited, be and the same are ordered paid and Councillor Powers seconded the motion.

The vote was:

CARRIED, AYES ALL

APPOINTMENTS

1. Mayor Nelson moved to re-appoint Glory Martel and Donald O'Shea to a three year term on the Tree Commission, term to begin on January 1, 2011 and end on December 31, 2013; and Councillor Sholette seconded the motion.

The vote was:

CARRIED, AYES ALL

2. Mayor Nelson moved to re-appoint Lauren Morley to a seven year term on the Recreation Commission, term beginning January 1, 2011 and ending December 31, 2017, and Councillor Powers seconded the motion.

The vote was:

CARRIED, AYES ALL

3. Mayor Nelson moved to re-appoint Paul Stevenson to a three year term on the Planning Board, term beginning January 1, 2011 and ending December 31, 2013, and Councillor Sholette seconded the motion.

The vote was:

CARRIED, AYES ALL

4. Mayor Nelson moved to re-appoint Mary Michaels to a three year term on the Pride and Beautification Commission, term beginning January 1, 2011 and ending December 31, 2013, and Councillor Powers seconded the motion.

The vote was:

CARRIED, AYES ALL

5. Mayor Nelson moved to re-appoint Donna Pirie to a 4 year term on the St. Lawrence Psychiatric Center Advisory Board, term beginning January 1, 2011 and ending December 31, 2014, and Councillor Morley seconded the motion.

The vote was:

CARRIED, AYES ALL

6. Mayor Nelson moved to re-appoint Tina Green to a 4 year term on the St. Lawrence Psychiatric Center Advisory Board, term beginning January 1, 2011 and ending December 31, 2014, and Councillor Powers seconded the motion.

The vote was:

CARRIED, AYES ALL

7. Mayor Nelson moved to re-appoint Ken Cole to a 1 year term on the St. Lawrence Psychiatric Center Advisory Board, term beginning January 1, 2011 and ending December 31, 2011, and Councillor Sholette seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Powers introduced a resolution to adopt the City's Abbreviated Consolidated Plan pursuant to HUD, and Councillor Sholette seconded to wit:

A RESOLUTION TO ADOPT THE CITY'S ABBREVIATED CONSOLIDATED PLAN
PURSUANT TO HUD 24 CFR 91.235.

WHEREAS, the City of Ogdensburg wishes to seek funding from the U.S. Department of Housing and Urban Development to pursue programs detailed in the Housing Needs Assessment, Affordable Housing Action Plan, and Program Income Spending Plan that City Council adopted on January 25, 2010; and

WHEREAS, in order to seek certain funding from the US Department of Housing and Urban Development the City must adopt an Abbreviated Consolidated Plan; and

WHEREAS, pursuant to 24 CFR 91.235(3)(c), the Abbreviated Consolidated Plan contains an assessment of the City's needs, resources and planned activities; and

WHEREAS, the City of Ogdensburg has followed its Citizens Participation Plan as detailed in the Abbreviated Consolidated Plan in its adoption of this plan;

NOW, THEREFORE, BE IT RESOLVED, that the Ogdensburg City Council hereby adopts and approves the City of Ogdensburg Abbreviated Consolidated Plan; and

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to submit the Abbreviated Consolidated Plan to HUD in funding applications and for its approval, and to enter into any necessary agreements to administer the Abbreviated Consolidated Plan or administer grants acquired to implement the Abbreviated Consolidated Plan.

The vote was:

CARRIED, AYES ALL

2. Mayor Nelson introduced a resolution authorizing the study, design and construction of storm sewer improvements in the City of Ogdensburg, at a maximum estimated cost of \$300,000. and authorizing the issuance of \$300,000. Serial Bonds, and Councillor Morley seconded to wit:

BOND RESOLUTION DATED DECEMBER 13, 2010.

A RESOLUTION AUTHORIZING THE STUDY, DESIGN AND CONSTRUCTION OF STORM SEWER IMPROVEMENTS IN AND FOR THE CITY OF OGDENSBURG, ST. LAWRENCE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$300,000, AND AUTHORIZING THE ISSUANCE OF \$300,000 SERIAL BONDS OF SAID CITY, TO PAY THE COST THEREOF.

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BE IT RESOLVED, by the Common Council of the City of Ogdensburg, St. Lawrence County, New York, as follows:

Section 1. The study, design and construction of storm sewer improvements in and for the City of Ogdensburg, St. Lawrence County, New York, including incidental expenses, is hereby authorized at a maximum estimated cost of \$300,000:

Section 2. The plan for the financing thereof is by the issuance of \$300,000 serial bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Ogdensburg, St. Lawrence County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Ogdensburg, St. Lawrence County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the City Comptroller shall deem best for the interests of the City.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be

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executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Skamperle questioned the status of two citizen requests for street lights at 905 Jefferson Avenue and 35 Pine Street. City Manager Arthur Sciorra stated he will check on them and get back to Council.

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NEW BUSINESS

1. Councillor Morley stated he received calls regarding a recently installed stop sign on Fine Street. Councillor Morley stated that he wants the public made aware of new signs so they don't get tickets. Councillor Cilley stated it may be a State sign. Mr. Sciorra said he will check with the DPW and possibly prepare a press release and/or banner indicating new sign ahead.

2. Councillor Cilley stated that last winter Council discussed snow removal at businesses. Councillor Cilley asked Mr. Sciorra to remind businesses that they are responsible for removing the snow off their property, not the DPW.

3. Mayor Nelson stated this is the last Council meeting for 2010, and it has been a very busy year. Mayor Nelson added the community came together and saved the prison, and the City Manager and staff worked very hard on many projects. Mayor Nelson thanked the City Manager and staff for their hard work. Mayor Nelson wished everyone a Merry Christmas and a healthy and safe New Year.

On a motion duly made and seconded, the meeting was adjourned.